

STATE OF WASHINGTON

OFFICE OF
INSURANCE COMMISSIONERBEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF WASHINGTON

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In the Matter of)	No. D 2000 - 88
)	
Kevin M. McLure,)	ORDER REVOKING
<i>Licensee.</i>)	LICENSE

To: Kevin M. McLure

PO Box 30423

8805 E. Windmill Drive

Spokane, WA 99223

IT IS ORDERED AND YOU ARE HEREBY NOTIFIED that your licenses are REVOKED, effective October 23, 2000, pursuant to RCW 48.17.530 and 48.17.540(2).

THIS ORDER IS BASED ON THE FOLLOWING GROUNDS:

1. The commissioner sent you inquiries relating to different complaints on or about May 30, May 31, June 2, June 14, June 16, and July 7, 2000. These inquiries related to the business of insurance. You did not respond to any of them except for a note dated July 1 and received by the commissioner on July 10, 2000, that was not responsive. Each such failure to respond promptly in writing violated RCW 48.17.475.

2. You received \$97 intended as premium for Teresa Wynn who was buying a car from Gus Johnson Ford. You received that money and took an application for insurance on or about February 19, 2000. You did not send the money and application to the intended insurance company nor report it until on or about March 29. That failure to send the money promptly violated RCW 48.17.480, 48.17.530(1)(d), and 48.30.190.

3. On or about March 26, 2000, you received \$300 from Chyla Wilette. That money was intended as premium for insurance. You did not remit that money nor report it to the intended insurance company. That failure to send the money promptly violated RCW 48.17.480, 48.17.530(1)(d), and 48.30.190.

4. In at least three other instances, you took applications for insurance from Gary Miller, Lindsey Brannan, and Heidi Howard, while you were associated with River City Insurance Agency. In each of those three cases, you failed to submit the application and failed to submit the premium money to the agency or to the intended insurer. Each such failure violated RCW 48.17.480, 48.17.530(1)(d) and (h), and 48.30.190.

The above conduct constitutes willful violation, or knowing participation in the violation, of the Insurance Code or proper orders or regulations of the Commissioner within the meaning of RCW 48.17.530(1)(b). By the above conduct, you have shown yourself to be incompetent or untrustworthy or a source of injury and loss to the public within the meaning of RCW 48.17.530(1)(h).

IT IS FURTHER ORDERED that you return your insurance agent's license certificate or certificates to the Commissioner on or before the effective date of the revocation of your license, as required by RCW 48.17.530(4).

NOTICE CONCERNING YOUR RIGHT TO A HEARING. Please note that a detailed summary of your right to contest this Order is attached. Briefly, if you are aggrieved by this Order, RCW 48.04.010 permits you to demand a hearing. Pursuant to that statute and others: You must demand a hearing, in writing, within 90 days after the date of this Order, which is the day it was mailed to you, or you will waive your right to a hearing. Your demand for a hearing must specify briefly the reasons why you think this Order should be changed. If your demand for a hearing is received by the Commissioner before the effective date of the Order, then the Order will be stayed (postponed) pending the hearing, pursuant to RCW 48.04.020. Upon receipt of your demand for hearing, you will be contacted by an assistant of the Chief Hearing Officer to schedule a teleconference with you and the Insurance Commissioner's Office to discuss the hearing and the procedures to be followed. Please send any demand for hearing to Chief Deputy Insurance Commissioner, Office of the Insurance Commissioner, P.O. Box 40255, Olympia, WA 98504.

ENTERED AT LACEY, WASHINGTON, this 2nd day of October, 2000.

DEBORAH SENN

Insurance Commissioner

By

WILLIAM E. FRANSEN

Deputy Commissioner

Investigator: Tom Talarico

